

RECEIVED
CENTRAL FAX CENTER

NOV 14 2004

FAX

TO: Mailstop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Fax (703) 872-9306

FROM: Thomas J. Brindisi
Law Offices of Thomas J. Brindisi
Tel. (310) 439-2901
Fax (310) 439-2902

DATE/TIME: November 13, 2004

3 Pages (including cover sheet)

RE: Response to Restriction Requirement

Application Number:	10/619,955
Attorney Docket:	BRI/026
Filing Date:	7/15/2003
First Named Inventor:	David T. Jennings III
Title:	Status Flags in a System of Electronic Pyrotechnic Devices Such as Electronic Detonators
Examiner:	Jack W. Keith
Art Unit:	3641

Attached are:

- Amendment & Response to Restriction Requirement

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence and the attached correspondence(s) referenced above are

BEST AVAILABLE COPY

RECEIVED
CENTRAL FAX CENTER

S.N. 10/619,955

NOV 14 2004

Docket BRI/026

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1st Named Inventor: David T. Jennings III	Group Art Unit: 3641
Serial No.: 10/619,955	
Filed: 7/15/2003	Examiner: Jack W. Keith
Title: Status Flags in a System of Electronic Pyrotechnic Devices Such as Electronic Detonators	

RESPONSE TO RESTRICTION REQUIREMENT

Mailstop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of November 5, 2004, the restriction requirement is traversed because it is submitted that MPEP 806.05(e) is not satisfied. First, the process as claimed can not be practiced by the cited Boucher (6,584,907) apparatus, which appears incompatible with step d) of method claim 1 (i.e., during the firing sequence, setting one or more status flags high). Second, there does not appear to be any reasonable basis for classifying the claims of group 1 in a different class than those of group 11. Subclasses 200 and 206 of class 102 each apply to process and apparatus, and no plausible basis appears on which to distinguish the claim groups with respect to the actual definitions of the subclasses provided in the MPEP manual of classification.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence and the attached correspondence(s) referenced above are being facsimile transmitted to the United States Patent and Trademark Office at the fax number set forth above on November 13, 2004.

Signed:

Thomas J. Brindisi
Thomas J. Brindisi

Docket BRI/026

Respectfully submitted,

THOMAS J. BRINDISI
Reg. No. 40,348

20-28th Place, Suite B
Venice, California 90291
Tel. (310) 439-2901
Fax. (310) 439-2902

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.